

## Message Text

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21

ORIGIN SS-25

INFO OCT-01 ISO-00 SSO-00 NSCE-00 /026 R

DRAFTED BY EB/IFD/OIA:ECONSTABLE  
APPROVED BY THE DEPUTY SECRETARY  
EB/IFD:PBOEKER  
L:MBFELDMAN  
S/S :APSHANKLE

----- 114797

O 040041Z MAR 76  
FM SECSTATE WASHDC  
TO AMEMBASSY CAIRO IMMEDIATE  
AMEMBASSY ABU DHABI IMMEDIATE

C O N F I D E N T I A L STATE 052185

EXDIS, FROM DEPUTY SECRETARY INGERSOLL TO SECRETARY SIMON

E.O. 11652: GDS

TAGS: EINV, OVIP (SIMON, WILLIAM E.)

SUBJECT: CORRUPT PRACTICES INVOLVING U.S. MULTINATIONALS

BILL,

I KNOW YOU SHARE OUR VIEW THAT AN EFFECTIVE MULTI-  
LATERAL APPROACH TO THE CORRUPT PRACTICES PROBLEM IS THE  
ONLY WAY TO REDUCE COMPETITIVE DISADVANTAGE FOR U.S.  
FIRMS AND FORCE THE DEVELOPING COUNTRIES TO MEET THEIR  
RESPONSIBILITIES IN ATTACKING THIS PROBLEM. SUCH AN  
APPROACH WOULD HELP PREEMPT LDC EFFORTS TO USE THE ISSUE  
AS A PRETEXT FOR ATTACKING PRIVATE ENTERPRISE IN GENERAL  
AND U.S. FIRMS IN PARTICULAR. THEREFORE, THE SECRETARY  
AND I, AFTER FULL CONSULTATIO; IN WASHINGTON, PROPOSE TO  
ANNOUNCE FIRM U.S. SUPPORT FOR EFFECTIVE MULTILATERAL  
ACTION ON CORRUPT PRACTICES. IN MY TESTIMONY FRIDAY  
BEFORE THE PROXMIRE SUBCOMMITTEE AND ALSO AT THE MEETING  
OF THE UN COMMISSION ON TNC'S UNDERWAY IN LIMA, WE ARE  
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ANNOUNCING OUR SUPPORT FOR AN INTERNATIONAL AGREEMENT,

WHICH WOULD BE BASED ON THE FOLLOWING PRINCIPLES:

--- IT WOULD APPLY TO INTERNATIONAL TRADE AND INVESTMENT TRANSACTIONS WITH GOVERNMENTS, I.E., GOVERNMENT PROCUREMENT AND OTHER GOVERNMENTAL ACTIONS AFFECTING INTERNATIONAL TRADE AND INVESTMENT AS MAY BE AGREED;

--- IT WOULD APPLY EQUALLY TO THOSE WHO OFFER OR MAKE IMPROPER PAYMENTS AND TO THOSE WHO REQUEST OR ACCEPT THEM;

--- HOST (IMPORTING) GOVERNMENTS WOULD AGREE TO (1) ESTABLISH CLEAR GUIDELINES CONCERNING THE USE OF AGENTS IN CONNECTION WITH GOVERNMENT PROCUREMENT AND OTHER COVERED TRANSACTIONS AND (2) ESTABLISH APPROPRIATE CRIMINAL PENALTIES FOR DEFINED CORRUPT PRACTICES BY ENTERPRISES AND OFFICIALS;

--- HOME (EXPORTING) AND HOST (IMPORTING) GOVERNMENTS WOULD COOPERATE AND EXCHANGE INFORMATION TO HELP ERADICATE CORRUPT PRACTICES;

--- UNIFORM PROVISIONS WOULD BE AGREED FOR DISCLOSURE BY ENTERPRISES, AGENTS, AND OFFICIALS OF POLITICAL CONTRIBUTIONS, GIFTS, AND PAYMENTS MADE IN CONNECTION WITH COVERED TRANSACTIONS.

WE COUNT ON WORKING VERY CLOSELY WITH YOUR STAFF ON THE DETAILS OF THIS PROPOSAL. KISSINGER

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## Message Attributes

**Automatic Decaptioning:** Z  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** CORRUPTION, INTERNATIONAL LAW, MULTINATIONAL CORPORATIONS, FOREIGN POLICY POSITION  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 04 MAR 1976  
**Decaption Date:** 28 MAY 2004  
**Decaption Note:** 25 YEAR REVIEW  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** RowellE0  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
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**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
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**Locator:** TEXT ON-LINE, ON MICROFILM  
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**Previous Classification:** CONFIDENTIAL  
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**Review Authority:** RowellE0  
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**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** CORRUPT PRACTICES INVOLVING U.S. MULTINATIONALS BILL  
**TAGS:** EINV, OVIP, EG, US, (SIMON, WILLIAM E), (INGERSOLL, ROBERT S)  
**To:** CAIRO ABU DHABI  
**Type:** TE  
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